

BEFORE THE FEDERAL ELECTION COMMISSION

27044181617

In the Matter of)	
)	MURs 5403 and 5440
MUR 5440: MoveOn PAC and Wesley)	
Boyd, as Treasurer; MoveOn Voter)	
Fund; Joint Victory Campaign 2004 and)	
Janice Ann Enright, as Treasurer;)	
Environment 2004 PAC and Miranda)	
Anderson, as Treasurer; Environment)	
2004 527; League of Conservation)	
Voters Action Fund and Gwendolyn M.)	
Sommer, as Treasurer; League of)	
Conservation Voters 527; New Democrat)	
Network and Simon Rosenberg, as)	
Treasurer; MUR 5403: Leadership)	
Forum)	

CERTIFICATION

I, Darlene Harris, recording secretary of the Federal Election Commission executive session, do hereby certify that on September 28, 2004 the Commission took the following actions in the above-captioned matter:

1. Decided by a vote of 5-1, in MUR 5440, to:

Find reason to believe that MoveOn PAC and Wesley Boyd, as Treasurer, MoveOn Voter Fund, Joint Victory Campaign 2004 and Janice Ann Enright, as Treasurer, Environment 2004 PAC and Miranda Anderson, as Treasurer, Environment 2004 527, League of Conservation Voters Action Fund and Gwendolyn M. Sommer, as Treasurer; League of Conservation Voters 527; and the New Democrat Network and Simon Rosenberg, as Treasurer, violated 2 U.S.C. §§ 434, 441a(f), 441b(a) and 11 CFR §§ 102.5, 104.10, 106.1 and 106.6 by failing to attribute and report expenses between multiple federal candidates, by failing to allocate and report shared administrative and fundraising activities and by using prohibited funds to pay for the federal share of those expenses, which may have resulted in prohibited and excessive contributions.

Commissioners Mason, McDonald, Smith, Thomas, and Toner voted affirmatively for the decision. Commissioner Weintraub dissented.

2. Decided by a vote of 5-1, in MUR 5440, to:

- a. Approve the appropriate factual and legal analyses for MoveOn PAC and Wesley Boyd, as Treasurer, MoveOn Voter Fund, Joint Victory Campaign 2004 and Janice Ann Enright, as Treasurer, Environment 2004 PAC and Miranda Anderson, as Treasurer, Environment 2004 527, League of Conservation Voters Action Fund and Gwendolyn M. Sommer, as Treasurer; League of Conservation Voters 527; and the New Democrat Network and Simon Rosenberg, as Treasurer.

b.

- c. Approve the appropriate letters.

Commissioners Mason, McDonald, Smith, Thomas, and Toner voted affirmatively for the decision. Commissioner Weintraub dissented.

3. Decided by a vote of 4-2, in MUR 5403, to:

- a. Find reason to believe that the Leadership Forum violated 2 U.S.C. §§ 433, 434, 441a(f), and 441b(a) by failing to register as a political committee with the Commission, by failing to report contributions and expenditures, by knowingly accepting contributions in excess of \$5,000, and by knowingly accepting corporate and/or union contributions.
- b. Approve the appropriate factual and legal analysis for the Leadership Forum.
- c.
- d. Approve the appropriate letters.

27044181618

Commissioners Mason, McDonald, Smith, and Toner voted affirmatively
for the decision. Commissioners Thomas and Weintraub dissented.

Attest:

September 30, 2004
Date

Darlene Harris
Darlene Harris
Deputy Secretary of the Commission

27044181619